

FEDERAL ORDER

Domestic Quarantine of Cumberland County, New Jersey For Pine Shoot Beetle (PSB) (*Tomicus piniperda*)

This Federal Order is issued under the regulatory authority provided by the Plant Protection Act of June 20, 2000, as amended, Section 412 (a), 7U.S.C. 7712 (a), which authorizes the Secretary of Agriculture to prohibit or restrict the movement in interstate commerce of any plant, plant part, or article if the Secretary determines the prohibition or restriction is necessary to prevent the dissemination of a plant pest within the United States.

This Federal Order quarantines, effective immediately, Cumberland County, New Jersey, for (PSB), *Tomicus piniperda*. This action is in response to verified detection of PSB in the county, reported to USDA Animal and Plant Health Inspection Service, Plant Protection and Quarantine, December 19, 2006.

Interstate movement of PSB regulated articles from Cumberland County must be done in accordance with the stipulations of 7CFR 301.50 which specifies treatments and conditions for the movement of such articles.

The 7CFR 301.50-3(a) allows the quarantine of less than an entire state only when the state enforces an intra-state quarantine that matches Federal PSB regulations. If the State of New Jersey wishes to maintain a PSB quarantine for less than the entire state, the State Plant Regulatory Official for New Jersey must confirm prior to March 15, 2007, the establishment of an intra-state quarantine for Cumberland County that mirrors the Federal Regulatory requirements as specified in 7CFR301.50. The confirmation should be made in writing to the APHIS' State Plant Health Director for New Jersey.

The 7CFR 301.50-3(b) provides for temporary designation of new quarantine areas pending publication of a rule to add counties to the list shown in 7CFR 301.50-3(c). The 7CFR 301.50-3(b) further requires written notification be given to the owners of property and enterprises in a newly quarantined area, advising them of the quarantine and the necessity of complying with requirements for the movement of regulated articles. This is the responsibility of the Federal and/or State regulatory personnel responsible for the PSB program in the affected state.

If you wish more details on the Federal PSB regulatory program, you may contact the Staff Officer Weyman Fussell at (301) 734-5705. For information on regulatory requirements for movement of articles out of New Jersey, please contact the APHIS' State Plant Health Director Ronald Blaskovich at (609) 259-8649.

We continue to appreciate the cooperative relationship with the State of New Jersey in our mutual effort to prevent the spread of quarantine pests.